

PROB 12B
ED/AR (12/2012)

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

United States District Court
for the
Eastern District of Arkansas

NOV 13 2013

JAMES W. MCCORMACK, CLERK
By: [Signature] DEP. CLERK

Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender
(Probation Form 49, Waiver of Hearing is Attached)

Name of Offender: Shad Galyean

Case Number: 4:13CR00085 JLH

Name of Sentencing Judicial Officer: Honorable Gary A. Fenner
United States District Judge

March 22, 2013: Transfer of Jurisdiction accepted by the Honorable
J. Leon Holmes, United States District Judge for the Eastern District
of Arkansas

Original Offense: Conspiracy to Distribute More Than 50 Grams of Methamphetamine (Actual)

Date of Sentence: August 26, 2010

Original Sentence: 35 months Bureau of Prisons, 5 years supervised release, substance abuse treatment, drug testing, DNA, alcohol abstinence, search conditions, satisfy all warrants/pending charges within the first 60 days of supervised release, comply with the Western District of Missouri Offender Employment Guideline, and \$100 special penalty assessment

Type of Supervision: Supervised release
Date Supervision Commenced: November 1, 2012
Date Supervision Expires: October 31, 2017

U.S. Probation Officer: Jay Baker Hudson
Asst. U.S. Attorney: Jana K. Harris
Defense Attorney: Nicole Lybrand

PETITIONING THE COURT

- ☐ To extend the term of supervision for ____ year(s), for a total term of ____ years.
☒ To modify the conditions of supervision as follows:

The defendant will reside at and participate in a residential re-entry center for a period of time not to exceed six months, under the guidance and direction of the U.S. Probation Office.

CAUSE

On May 23, June 6 and 13, and September 26, 2013, Mr. Galyean submitted urine specimens which tested and confirmed positive for the use of methamphetamine. Mr. Galyean has been afforded the opportunity to attend outpatient/inpatient treatment, but has continued to use methamphetamine. Mr. Galyean has agreed that the modification will allow him to address his substance abuse issues and develop pro social contacts.

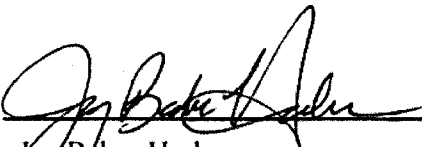
Prob 12B

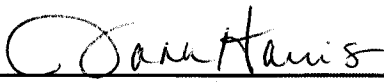
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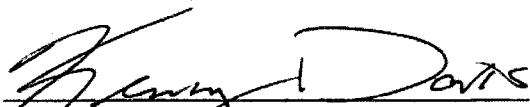

Jay Baker Hudson
U.S. Probation Officer


Jana K. Harris
Assistant U.S. Attorney

Date: November 4, 2013.

Date 11-12-13

Approved:



Supervising U.S. Probation Officer

This form is to be filed with Criminal Docketing as a motion.

THE COURT ORDERS:

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other


Signature of Judicial Officer


Date

This form is to be filed with Criminal Docketing as an order and/or petition.

c: Assistant Federal Public Defender, Nicole Lybrand, 1401 West Capitol Avenue, Suite 490, Little Rock, AR 72201
Assistant U.S. Attorney, Jana K. Harris, P.O. Box 1229, Little Rock, AR 72203

PROB 49

Waiver of Hearing to Modify Conditions
of Probation/Supervised Release or Extend Term of Supervision

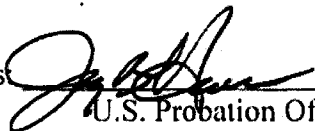
UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF ARKANSAS

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By 'assistance of counsel', I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

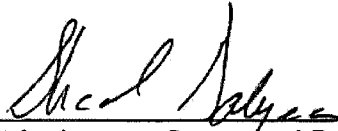
The defendant will reside at and participate in a residential re-entry center for a period of time not to exceed six months, under the guidance and direction of the U. S. Probation Office.

Witness



U.S. Probation Officer

Signed:



Probationer or Supervised Releasee

11-4-13

DATE